

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|--|---|----------------------------|
| In re Application of: |) | |
| |) | |
| Louis MARCOTTE et al. |) | |
| |) | |
| Application No.: New U.S. Patent Application |) | Group Art Unit: Unassigned |
| |) | |
| Filed: April 12, 2004 |) | Examiner: Unassigned |

For: SYSTEM FOR APPLYING A MAKEUP AND/OR BEAUTY CARE FORMULATION

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Copies of the listed documents, including any co-pending applications, are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached 1449 form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **EP 0 931 476** - This document is believed to be related to U.S. Patent No. 6,082,918, submitted herewith.
2. **FR 2 824 267** - This document is believed to be related to U.S. Patent Application No. 2003/0003154.

Applicants have enclosed a copy of the priority application's French Search Report for the Examiner's consideration.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

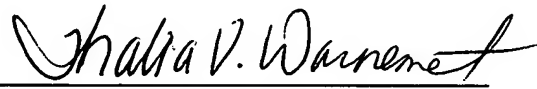
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Attorney Docket No. 05725.1302-00000
Application No. Unassigned

If there is any fee due in connection with the filing of this Statement, please
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: 
Thalia V. Warnement
Reg. No. 39,064

Date: April 12, 2004

INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)

| | |
|-----------------------------------|----------------------------|
| Atty. Docket No. 05725.1302-00000 | Application No. Unassigned |
| Applicant Louis MARCOTTE et al. | Group: Unassigned |
| Filing Date April 12, 2004 | |

| U.S. PATENT DOCUMENTS | | | | | | |
|-----------------------|---|-----------------|---------------|---------------|-------|----------------------------|
| Examiner Initial* | | Document Number | Date | Name | Class | Filing Date If Appropriate |
| | 1 | 5,775,344 | Jul. 7, 1998 | Clay | | |
| | 2 | 5,853,010 | Dec. 29, 1998 | Suh | | |
| | 3 | 6,009,884 | Jan. 4, 2000 | Suh | | |
| | 4 | 6,082,918 | Jul. 4, 2000 | Gueret | | |
| | 5 | 6,220,252 | Apr. 24, 2001 | Heintz | | |
| | 6 | 2001/0018484 | Aug. 30, 2001 | Bitler et al. | | |
| | 7 | 2003/0003154 | Jan. 2, 2003 | De La Poterie | | |

| FOREIGN PATENT DOCUMENTS | | | | | | |
|--------------------------|----|-----------------|---------------|---------|-------|-----------------------|
| | | Document Number | Date | Country | Class | Translation Yes or No |
| | 8 | EP 0 931 476 | Jul. 28, 1999 | Europe | | NO |
| | 9 | FR 2 824 267 | Nov. 8, 2002 | France | | NO |
| | 10 | WO 99/22782 | May 14, 1999 | PCT | | |
| | 11 | WO 01/78551 | Oct. 25, 2001 | PCT | | |

| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | |
|--|--|--|
| 12 | Co-pending Application - Attorney Docket No. 05725.1301-00000 Title: SYSTEM FOR APPLYING A MAKEUP AND/OR BEAUTY CARE FORMULATION Inventor(s): Valérie DE LA POTERIE et al. U.S. Filing Date: April 12, 2004 | |
| | | |
| | | |
| | | |

| | |
|---------------|--|
| Examiner | Date Considered |
| *Examiner: | Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |
| Form PTO 1449 | Patent and Trademark Office - U.S. Department of Commerce |